TABLE OF CONTENTS—VOLUME XXIV

ARTICLES — TITLES

AIRPORT DEVELOPMENT AND OPERATION PROBLEMS.....*Richard Nelson* 49

CODIFICATION OF LEGISLATIVE TEXTS ON CIVIL AND COMMERCIAL AVIATION IN FRANCE.....*Louis Cartou* 24

CONFERENCE ON CONTROL AND PROTECTION OF AIRPORT APPROACHES—
THE OVER-ALL PROBLEM.....*Sidney Goldstein* 170

THE MUNICIPAL VIEWPOINT.....*J. Kerwin Rooney* 180

THE COUNTY VIEWPOINT.....*Harold W. Kennedy* 183

THE FEDERAL VIEWPOINT.....*Chester G. Bowers* 195

CREATING COMPETITION AMONG AIRLINES.....*Samuel B. Richmond* 435

DEVELOPMENT OF THE NATIONAL LEGISLATION ON AVIATION
SINCE THE CHICAGO CONVENTION.....*Eugene Pepin* 1

LIABILITY OF AIRCRAFT OWNERS AND OPERATORS FOR
GROUND INJURY.....*William C. Wolff* 203

MEDICO-LEGAL PROBLEMS IN
CIVIL AVIATION.....*Stanley J. Aronoff and David A. Talman* 304

NATIONAL SOVEREIGNTY AT HIGH ALTITUDES.....*D. Broward Craig* 384

NEW CONTRACT BETWEEN AIR CARRIERS AND PASSENGERS....*Julian G. Gazdik* 151

POLITICAL AND ECONOMIC PROSPECTS OF THE JET AGE.....*S. Ralph Cohen* 398

PROBLEMS OF FEDERALISM IN THE AIR AGE—PART I .....*Eugene A. Weibel* 127

PART II.....*Eugene A. Weibel* 253

PROBLEMS OF LAW IN CIVIL AVIATION.....*James R. Durfee* 323

REGULATION OF COMPETITION IN UNITED STATES DOMESTIC AIR
TRANSPORTATION: A JUDICIAL SURVEY AND ANALYSIS...*Aaron J. Gellman* 410

ROLE OF AIR TRANSPORT IN EUROPEAN INTEGRATION.....*Dan Goedhuis* 273

RUSSIAN SATELLITE—LEGAL AND POLITICAL PROBLEMS.....*John Cobb Cooper* 379

SCANDINAVIAN COOPERATION IN THE FIELD OF AIR LEGISLATION..*Torsten Nylen* 36

SOME ASPECTS OF THE NEW CIVIL AERONAUTICS
LAW OF JAPAN.....*Ichiro Narahashi* 47

SPACE LAW AND METALAW—JURISDICTION DEFINED.....*Andrew G. Haley* 286

ARTICLES — AUTHORS

ARONOFF, STANLEY J. AND TALMAN, DAVID A.: *Medico-Legal Problems in Civil Aviation* 304

BOWERS, CHESTER G.: *Conference on Control and Protection of Airport Approaches—The Federal Viewpoint* 195

CARTOU, LOUIS: *Codification of Legislative Texts on Civil and Commercial Aviation in France*..... 24

COHEN, S. RALPH: *The Political and Economic Prospects of the Jet Age*.... 398

COOPER, JOHN COBB: *The Russian Satellite—Legal and Political Problems*.... 379

CRAIG, D. BROWARD: *National Sovereignty at High Altitudes*..... 384

DURFEE, JAMES R.: *Problems of Law in Civil Aviation*..... 323

28[illegible]34

GAZDIK, JULIAN G.: *The New Contract Between Air Carriers and Passengers* 151

GELLMAN, AARON J.: *The Regulation of Competition in United States Domestic Air Transportation: A Judicial Survey and Analysis*..... 410

GOEDHUIS, DAN: *The Role of Air Transport in European Integration*..... 273

GOLDSTEIN, SIDNEY: *Conference on Control and Protection of Airport Approaches—The Over-All Problem*..... 170

HALEY, ANDREW G.: *Space Law and Metalaw—Jurisdiction Defined*..... 286

KENNEDY, HAROLD W.: *Conference on Control and Protection of Airport Approaches—The County Viewpoint*..... 183

NARAHASHI, ICHIRO: *Some Aspects of the New Civil Aeronautics Law of Japan*..... 47

NELSON, RICHARD: *Airport Development and Operation Problems*..... 49

NYLEN, TORSTEN: *Scandinavian Cooperation in the Field of Air Legislation*.. 36

PEPIN, EUGENE: *Development of the National Legislation on Aviation Since the Chicago Convention*..... 1

RICHMOND, SAMUEL B.: *Creating Competition Among Airlines*..... 435

ROONEY, J. KERWIN: *Conference on Control and Protection of Airport Approaches—The Municipal Viewpoint*..... 180

TALMAN, DAVID A. AND ARONOFF, STANLEY J.: *Medico-Legal Problems in Civil Aviation* 304

WEIBEL, EUGENE A.: *Problems of Federalism in the Air Age—Part I* 127

Part II..... 253

WOLFF, WILLIAM C.: *Liability of Aircraft Owners and Operators for Ground Injury* 203

RECENT ARTICLES

A PROPOSED NEW FORM OF SECURITY FOR THE SENIOR DEBT OF OUR AIRLINES AND RAILROADS: FLOATING CHARGES.....*Leonard D. Adkins and De Forest Billyou* 465

DOCUMENTS AND REPORTS

JUDICIAL AND REGULATORY DECISIONS

EMINENT DOMAIN—VALUATION IN PARTIAL-TAKING CASES..... 103

OBSTRUCTIONS TO AIR HIGHWAYS—DUTY OF DISCLOSURE..... 362

INTERNATIONAL

CASES: SOCIETE COMMERCIALE DES TRANSPORTS TRANSATLANTIQUES V. SOCIETE VAIRON & CIE..... 494

INTERNATIONAL AIR TRANSPORT ASSOCIATION.....99, 343, 492

INTERNATIONAL CHAMBER OF COMMERCE.....100, 357

INTERNATIONAL CIVIL AVIATION ORGANIZATION.....84, 222, 334, 479

INTERNATIONAL INSTITUTE FOR THE UNIFICATION OF PRIVATE LAW..... 101

INTERNATIONAL LAW ASSOCIATION..... 100

TRANSLATION OF CASE TAKEN FROM ASDA BULLETIN NO. 1, 1957 (P. 13) ZURICH..... 359

UNITED NATIONS ORGANIZATION..... 102

EDITORIALS

EDWARD CLEVELAND SWEENEY RESIGNS EDITORSHIP OF THE JOURNAL..... 83

CASES DIGESTED

ACE FLYING SERVICE, INC. v. COLORADO DEPARTMENT OF AGRICULTURE—*Contracts—Breach—Governmental Immunity from Suit*..... 496

AIRCOACH TRANSPORTATION ASSOC. v. A. T. & S. F. RY. CO.—*Anti-Trust Laws—Railway Joint Military Passenger Agreement—Supplemental Air Carriers* 371

ALLEGHENY AIRLINES, INC. v. VILLAGE OF CEDARHURST—*Landings and Take-Offs—Federal Jurisdiction Over Aircraft Flights—Conflicting Municipal Ordinance Unconstitutional*..... 115

BRIGHT v. UNITED STATES—*Air Force Jet Canopy—Civilian on Ground Killed—Federal Tort Claims Act—Negligence*..... 371

CUDNEY v. BRANIFF AIRWAYS, INC.—*Pilot's Knowledge of Storm Center on Flight Path—Failure to Alter Course Constitutes Negligence*..... 246

DELTA AIRLINES, INC. v. CIVIL AERONAUTICS BOARD—*Judicial Review—C.A.B. Orders—Air Freight Certification—Removal of Restriction Against Express* 497

EASTERN AIR LINES, INC. v. CAB—*Judicial Review of CAB Order—"Final Order" Required—Limitation on Application of Ashbacker Rule*..... 113

ESCHWEILER v. GENERAL ACCIDENT FIRE & LIFE ASSURANCE CO.—*Death of Pilot After Leaving Ditched Plane—Exclusion Clause in Insurance Policy—Liability of Insurer*..... 242

GOODYEAR FARMS v. UNITED STATES—*Condemnation—Land Lying Contiguous to, but Outside Condemned Area—Denial of Petition to Intervene*..... 114

GOTREAUX v. GARY—*Crop Dusting—Lack of Actionable Negligence—Applicability of Strict Liability Doctrine*..... 245

GRUMMAN AIRCRAFT ENGINEERING CORP. v. BOARD OF ASSESSORS OF THE TOWN OF RIVERHEAD—*Taxation—Aircraft Plant Leased from Federal Government—Immunity from Local Taxation*..... 496

HOUGH v. RAPIDAIR, INC.—*Airplane Crash—Violation of Federal Air Traffic Rules Evidence of Negligence—Pilot's Evasive Action Not Contributory Negligence*..... 116

JEANPIERRE v. ARBURY—*Discrimination—Air Carrier's Refusal to Employ Negro—Judicial Review—Dismissal of Complaint by State Commission*.. 497

MARCHANT v. AMERICAN AIRLINES, INC.—*Pressure Differences in Airplane Cabin—Ruptured Eardrum—Airline's Negligence*..... 242

MATEO v. AUTO RENTAL CO.—*Interstate Commerce—Companies Servicing Airlines—Applicability of Fair Labor Standards Act to Employees Thereof* 114

MERRILL v. UNITED AIRLINES, INC.—*Interrogatories—Extent to Which Party Must Reveal Its Case—Exception to General Rule in Airplane Crashes* 244

MITCHELL v. AIRLINE FOODS, INC.—*Interstate Commerce—Companies Servicing Airlines—Applicability of Fair Labor Standards Act to Employees Thereof* 114

NEW YORK LIFE INS. CO. v. ATKINSON—*Insurance—Death in Airplane Crash—Double Indemnity Excluded Under Aviation Rider—Insurer's Liability* 498

NOEL v. LINEA AEROPOSTAL VENEZOLANA—*Jurisdiction—Wrongful Death Action for Death Occurring in Airspace Over High Seas—Federal Death on the High Seas Act—Warsaw Convention*..... 113

OPINION OF THE JUSTICES RE SENATE BILL NO. 140—*Municipal Airports—Immunity from Tort Liability—Constitutionality* 497

PIERRE V. EASTERN AIRLINES—*Warsaw Convention—Limitation of Liability—Right to Trial by Jury on Damage Question* 496

SOUTHERN CALIFORNIA EDISON CO. V. COLEMAN—*Aircraft Collision With Power Lines—No Absolute Liability* 371

UNITED STATES V. 50.8 ACRES OF LAND—*Condemnation—Change in Zoning Restrictions—Just Compensation for Land Taken* 246

VRAZEL V. BIERI—*Crop Dusting—Lack of Actionable Negligence—Applicability of Strict Liability Doctrine* 245

WILSON V. CAPITAL AIRLINES—*Injuries to Airline Passenger—No Presumption of Negligence on Part of Carrier* 243

WILSON V. CIVIL AERONAUTICS BOARD—*Airmen—Suspension of Certificate—Civil Aeronautics Act* 498

BOOK REVIEWS

MURCHISON, JOHN TAYLOR: THE CONTIGUOUS AIR SPACE ZONE IN INTERNATIONAL LAW ..... *G. Nathan Calkins, Jr.* 372

WASSENBERGH, H. A.: POST-WAR INTERNATIONAL CIVIL AVIATION POLICY AND THE LAW OF THE AIR ..... *Sheila F. Macbrayne* 499

WHEATCROFT, STEPHEN: THE ECONOMICS OF EUROPEAN AIR TRANSPORT ..... *Francoise Pardos* 117

CURRENT LITERATURE ON AVIATION

BIBLIOGRAPHY 123, 248, 376, 501

INDEX — DIGEST

Leading Articles (A); Digest of Recent Cases (D); Case Notes (N); Reports (R); Reprints (P); Book Reviews (B); Editorials (E).

AIR TRAFFIC CONTROL

In the North Atlantic .....(R) 84

AIRPORTS

Control and Protection .....(A) 170
Development and Operation.(A) 49
Landings and Takeoffs .....(D) 115
Municipal Airports .....(D) 497

CAB

Air Freight Certification....(D) 497
CAB Orders .....(D) 497
Creating Competition .....(A) 435
Delta Air Lines vs. CAB ...(D) 497
Eastern Air Lines vs. CAB..(D) 113
Federalism—Part I .....(A) 127
Federalism—Part II .....(A) 253
Law in Civil Aviation .....(A) 323
Regulation of Competition ..(A) 410
Wilson vs. CAB .....(D) 498

ECONOMICS

Air Freight Certification....(D) 497
Air Transport in European Integration ....(A) 273
Creating Competition .....(A) 435
Economics of European Air Transport .....(B) 117
Floating Charges .....(P) 465
Military Passenger Agreement .....(D) 371
Partial-Taking Cases .....(N) 103
Prospects of Jet Age .....(A) 398
Regulating Competition ....(A) 410
Report of ICAO Economic Commission ....(R) 84
Taxation .....(D) 496

EDITORIALS

Edward C. Sweeney .....(E) 83

INTERNATIONAL AIR LAW

Air Transport in European Integration ....(A) 273
IATA .....(R) 99, 343, 492
ICAO .....(R) 84, 222, 334, 479
International Chamber of Commerce .....(R) 100, 357
International Law Association .....(R) 100
National Sovereignty at High Altitudes .....(A) 384
Prospects of Jet Age .....(A) 398
Russian Satellite .....(A) 379
Scandinavian Cooperation ..(A) 36
Space Law and Metalaw ...(A) 286
United Nations Organization .....(R) 102

LEGISLATION

Aeronautics Law of Japan..(A) 47
Anti-Trust Laws .....(D) 371
CAB Orders .....(D) 497
Civil Aeronautics Act .....(D) 498
Codification of French Texts.(A) 24
Creating Competition .....(A) 435
Fair Labor Standards .....(D) 114
Federal Jurisdiction Over Flights .....(D) 115
Federal Tort Claims Act....(D) 371
Federalism—Part I .....(A) 127
Federalism—Part II .....(A) 253
Government Immunity .....(D) 496
IATA .....(R) 99, 343, 492
ICAO .....(R) 84, 222, 334, 479
International Institute for Unification of Private Law.(R) 101
International Law Association .....(R) 100
Interstate Commerce .....(D) 114
Law in Civil Aviation .....(A) 323

National Legislation Since Chicago .....(A) 1
Regulation of Competition ..(A) 410
Scandinavian .....(A) 36

LIABILITY

Collision With Power Lines.(D) 371
Federal Tort Claims, Negligence .....(D) 371
For Ground Injury .....(A) 203
Immunity from Tort Liability .....(D) 497
Injuries to Passenger .....(D) 243
Limitation of Liability .....(D) 496
Obstructions—Duty of Disclosure .....(N) 362
Of Insurer .....(D) 242
Pilot Negligence .....(D) 246
Problems of Federalism .....(A) 127, 253
Strict Liability Doctrine ...(D) 245

MEDICO-LEGAL PROBLEMS

In Civil Aviation .....(A) 304

RATES AND CHARGES FOR AIR TRANSPORT

New Contract Between Carriers and Passengers..(A) 151

SOVEREIGNTY

Air Transport and European Integration ....(A) 273
Contiguous Air Space Zone..(B) 372
International Civil Aviation Policy .....(B) 499
International Law Association .....(R) 100
National Sovereignty at High Altitudes .....(A) 384
Russian Satellite .....(A) 379
Space Law and Metalaw ...(A) 286
United Nations Organization .....(R) 102